IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.34361 of 2008
KAMLA PRASAD @ KAMALA RAI
Versus
STATE OF BIHAR

5/ 15.10.2008 A supplementary affidavit has been filed.

Heard learned Counsel for the petitioner, learned Counsel for the State and learned Counsel appearing on behalf of the informant.

Earlier prayer for bail of the petitioner was rejected vide Annexure-1.

Submission is that the matter has been investigated into and the supervising authority had found the case doubtful. That report is Annexure-3. Further submission is that the trial has commenced and one witness who has not given any specific statement under Section 161 Cr. P.C. has been brought as eye witness of the occurrence. There is no witness of the occurrence and the case is not likely to be concluded in near future because altogether 17 witnesses have been named in the charge sheet.

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Learned Counsel appearing on behalf of the informant has submitted that the police has not properly investigated the matter and for that reason protest petition has been filed.

Considering the supervision report of the police, the petitioner Kamla Prasad @ Kamala Rai is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate, Danapur, Patna in connection with Naubatpur P.S. Case No. 16 of 2006.

kksinha/ **(Shyam Kishore Sharma, J.)**